

# **Town Board Minutes**

**Meeting  
No. 18**

**Regular Meeting**

**June 4, 2007**

# **Town Board Minutes**

June 4, 2007

Meeting No. 18

A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at 21 Central Avenue, Lancaster, New York on the 4<sup>th</sup> day of June 2007 at 8:00 P.M. and there were

**PRESENT:** DANIEL AMATURA, COUNCIL MEMBER  
MARK MONTOUR, COUNCIL MEMBER  
RONALD RUFFINO, COUNCIL MEMBER  
DONNA STEMPIAK, COUNCIL MEMBER  
ROBERT GIZA, SUPERVISOR

**ABSENT:** NONE

**ALSO PRESENT:** JOHANNA COLEMAN, TOWN CLERK  
RICHARD SHERWOOD, TOWN ATTORNEY  
LEONARD CAMPISANO, ASSISTANT BUILDING INSPECTOR  
GARY STOLDT, CHIEF OF POLICE  
TERRENCE McCRACKEN, GENERAL CREW CHIEF  
ROBERT HARRIS, ENGINEER, WM. SCHUTT & ASSOCIATES

## **EXECUTIVE SESSION:**

UPON A MOTION DULY MADE BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER STEMPIAK AND CARRIED, the Town Board entered into Executive Session to deliberate on the announced purpose of discussing a particular personnel matter in the Highway Department.

At 9:47 P.M., the Town Board reconvened with all members present. The Town Clerk reported that no official actions were taken by the Town Board in Executive Session.

## **PERSONS ADDRESSING TOWN BOARD:**

Beutler, Daniel, 26 Tyler Street, spoke to the Town Board on the following matter:

- drug problems in schools

Galczynski, Martin, 2 Northwood Drive, spoke to the Town Board on the following matter:

- design of the berm for Wal Mart

Chowanice, Lee, 93 Northwood Drive, spoke to the Town Board on the following matter:

- drug problems in schools

**Fronczak, Mike**, 3 Woodstream, spoke to the Town Board on the following matter:

- inspections during construction of Wal Mart
- townwide traffic study

**Korcz, Richard**, 4946 William Street, spoke to the Town Board on the following matter:

- thanked Town Board for their expression of sympathy on the loss of his wife

**Schneggenburger, Roy**, 87 Stony Road, spoke to the Town Board on the following matters:

- Cemetery Road bridge

**PUBLIC HEARING SCHEDULED FOR 8:30 P.M.:**

At 8:30 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Vehicle & Traffic Ordinance of the Town of Lancaster in regards to stop intersections in Windsor Ridge Subdivision, Phase III.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

<b>NAME</b>	<b>ADDRESS</b>	<b>Proponent/ Opponent/ Comments/Questions</b>
Todd Corcoran	154 Siebert Road	Proponent
Kelly Corcoran	154 Siebert Road	Proponent

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER AMATURA AND CARRIED, the public hearing was closed at 8:34 P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

June 4, 2007

**PUBLIC HEARING SCHEDULED FOR 8:35 P.M.:**

At 8:35 P.M., the Town Board held a Public Hearing to hear all interested persons upon a proposed amendment to the Vehicle & Traffic Ordinance of the Town of Lancaster in regards to stop intersections in Nicholas Heights Subdivision.

The affidavits of publication and posting of this Public Hearing are on file and a copy of the Legal Notice has been posted.

NAME	ADDRESS	Proponent/ Opponent/ Comments/Questions
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None

ON MOTION BY COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER STEMPNIAK AND CARRIED, the public hearing was closed at 8:35P.M.

The Town Board, later in the meeting, adopted a resolution, hereinafter spread at length in these minutes, taking favorable action upon this matter.

June 4, 2007

**PRESENTATION OF PREFILED RESOLUTIONS BY COUNCIL MEMBERS:**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**RESOLVED**, that the minutes of the Joint Meeting of the Town Board and the Planning Board held May 21, 2007 and the Regular Meeting of the Town Board held May 21, 2007 be and are hereby approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	ABSTAINED
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

File: RMIN (P2)

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER RUFFINO, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER AMATURA, TO WIT:

**WHEREAS**, J. Renkas and Sons, d/b/a AJ's Auto Wrecking, 955 Ransom Road, Lancaster, New York 14086 has applied for a renewal license to conduct a salvage yard on premises situate at 955 Ransom Road within the Town of Lancaster, pursuant to Chapter 4-3 of the Code of the Town of Lancaster, and

**WHEREAS**, the application was referred to the Town Board for review and recommendation, and

**WHEREAS**, the Building Inspector, by letter dated May 22, 2007, has notified the Town Board that he has completed his review and made a formal, favorable recommendation thereto,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that J. Renkas and Sons, d/b/a AJ's Auto Wrecking, 955 Ransom Road, Lancaster, New York be and is hereby authorized to conduct a salvage yard on premises situate at 955 Ransom Road, Lancaster, New York for the period January 1, 2007 to December 31, 2007 in strict conformance with the application of the petitioner as filed in the Office of the Town Clerk.

The question of the adoption of the following resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	ABSTAINED*
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

\* Council Member Montour's law firm has represented the applicant in prior legal matters  
June 4, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS**, the Twin District Volunteer Fire Company, Inc., by letter  
dated May 21, 2007 has requested the addition of a member to the roster of said fire association.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby confirms the  
addition to the membership of the Twin District Volunteer Fire Company the following  
individual:

**ADDITION:**

Adam Blicharski  
65 Church Street  
Lancaster, New York

The question of the adoption of the foregoing resolution was duly put to a vote  
on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

File: RFIRE (P4)



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT'S ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPIAK, TO WIT:

**WHEREAS,** a Public Hearing was held on the 4th day of June, 2007 for the purpose of amending Chapter 46 - Vehicle and Traffic Ordinance of the Code of the Town of Lancaster and persons for and against such amendment have had an opportunity to be heard, and

**WHEREAS,** a Notice of said Public Hearing was duly published and posted:

**NOW, THEREFORE, BE IT**

**RESOLVED,** as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on June 4, 2007;
3. That a Certified Copy thereof be published in the Lancaster Bee on June 7, 2007;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

**LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE  
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

**NOTICE IS HEREBY GIVEN** that the Vehicle and Traffic Ordinance of the Town of Lancaster, Erie County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION  
STOPS; YIELD INTERSECTIONS**

**46-8.1 Stop Intersections designated, is hereby amended by adding  
thereto the following:**

**NICHOLAS HEIGHTS SUBDIVISION**

<b><u>STREET NAME</u></b>	<b><u>INTERSECTING STREET</u></b>	<b><u>SIGN LOCATION</u></b>
William Street	Nicholas Lane	S.E. Corner
Nicholas Lane (northerly intersection)	Nicholas Lane	N.E. Corner
Nicholas Lane (southerly intersection)	Nicholas Lane	N.E. Corner

June 4, 2007

**STATE OF NEW YORK :  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER :**

**THIS IS TO CERTIFY** that I, **JOHANNA M. COLEMAN**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 4th day of June, 2007, and that the same is a true and correct copy of said original, and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Seal of said Town, this 4th day of June, 2007.

**Johanna M. Coleman, Town Clerk**

File: rvtordchpt46stopsignsnicholaslane507a

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED IT'S ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, a Public Hearing was held on the 4th day of June, 2007 for the purpose of amending Chapter 46 - Vehicle and Traffic Ordinance of the Code of the Town of Lancaster and persons for and against such amendment have had an opportunity to be heard, and

**WHEREAS**, a Notice of said Public Hearing was duly published and posted:

**NOW, THEREFORE, BE IT**

**RESOLVED**, as follows:

1. That Chapter 46, Vehicle and Traffic Ordinance of the Code of the Town of Lancaster be amended in the form attached hereto and made a part hereof;
2. That said amendment be added in the minutes of the meeting of the Town Board of the Town of Lancaster held on June 4, 2007;
3. That a Certified Copy thereof be published in the Lancaster Bee on June 7, 2007;
4. That a Certified Copy of the amendment be posted on the Town Bulletin Board;
5. That Affidavits of Publication and Posting be filed with the Town Clerk;
6. That the Highway Superintendent take whatever action is necessary to install signs in accordance with the Law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

**LEGAL NOTICE  
NOTICE OF ADOPTION  
AMENDMENT TO VEHICLE & TRAFFIC ORDINANCE  
TOWN OF LANCASTER, COUNTY OF ERIE, STATE OF NEW YORK**

**NOTICE IS HEREBY GIVEN** that the Vehicle and Traffic Ordinance of the Town of Lancaster, Eric County, New York, designated as Chapter 46 of the Code of the Town of Lancaster is hereby amended as follows:

**CHAPTER 46**

**Article VIII, STOP INTERSECTIONS; NON-INTERSECTION  
STOPS; YIELD INTERSECTIONS**

**46-8.1 Stop Intersections designated, is hereby amended by adding  
thereto the following:**

**WINDSOR RIDGE SUBDIVISION, PHASE III**

<b><u>STREET NAME</u></b>	<b><u>INTERSECTING STREET</u></b>	<b><u>SIGN LOCATION</u></b>
Siebert Road	Brunck Road	N.W. Corner

June 4, 2007

**STATE OF NEW YORK :  
COUNTY OF ERIE : ss:  
TOWN OF LANCASTER :**

**THIS IS TO CERTIFY** that I, **JOHANNA M. COLEMAN**, Town Clerk of the Town of Lancaster in the said Town of Lancaster in the said County of Erie, have compared the foregoing copy of an amendment to the Vehicle and Traffic Ordinance of the Town of Lancaster, with the original thereof filed in my office at Lancaster, New York on the 4th day of June, 2007, and that the same is a true and correct copy of said original, and of the whole thereof.

**IN WITNESS WHEREOF**, I have hereunto set my hand and affixed the Seal of said Town, this 4th day of June, 2007.

**Johanna M. Coleman, Town Clerk**

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Chief of Police of the Town of Lancaster, by letter dated May 28, 2007, has requested reimbursement for a conference previously attended by D.A.R.E. Officer Patrick O'Brien, namely, the D.A.R.E. Conference in Newburgh, New York from April 26, 2007 through April 28, 2007.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that reimbursement for D.A.R.E. Officer Patrick O'Brien of the Police Department of the Town of Lancaster for attending the the D.A.R.E. Conference in Newburgh, New York from April 26, 2007 through April 28, 2007 be and is hereby authorized, and

**BE IT FURTHER**

**RESOLVED**, that expense reimbursement be and is hereby authorized not to exceed \$635.05.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR, TO WIT:

**WHEREAS**, the Chief of Police of the Town of Lancaster, by letter dated May 28, 2007, has requested permission for Detective Edward Wojtal to attend the State of New York Academy of Fire Science in Montour Falls, New York from June 4, 2007 through June 8, 2007 and from June 11, 2007 through June 15, 2007.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Detective Edward Wojtal of the Police Department of the Town of Lancaster be and is hereby authorized to attend the State of New York Academy of Fire Science in Montour Falls, New York from June 4, 2007 through June 8, 2007 and from June 11, 2007 through June 15, 2007, and

**BE IT FURTHER**

**RESOLVED**, that expense reimbursement be and is hereby authorized not to exceed \$632, and

**BE IT FURTHER**

**RESOLVED**, that said actual out-of-pocket reimbursement will be made only upon submission of proper documentation and substantiation of expenses, including receipts, to the Accounting Department of the Town of Lancaster.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the Chief of Police of the Town of Lancaster, by letter dated May 30, 2007, has recommended the appointment of Jonathan Ziders to the position of Police Officer, and

**WHEREAS**, Jonathan Ziders has placed in the top three (3) candidates with the rating of 95%, and

**WHEREAS**, Jonathan Ziders has been certified through the New York State Parks Police and as such would not be required to attend the twenty-two (22) week Basic Police Officers's Course and can begin Community Police Work immediately.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that Jonathan Ziders be and is hereby appointed to the position of Police Officer in the Town of Lancaster effective June 25, 2007, with full benefits and salary in accordance with the departmental procedures as set forth in the current Police Benevolent Association contract.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER MONTOUR. TO WIT:

**WHEREAS**, the Town of Lancaster has received the Jag/Bryne Grant from the NYS Division of Criminal Justice Services to pay the overtime cost for Detectives to continue the current narcotics investigations which began with the Project Impact Tools Grant which was received in 2006 by the Town Police Department to enable it to increase narcotics investigations and to deter other crimes consisting of burglaries, robberies and larcenies, many of which are related to narcotics, and any new investigations started over the next 12 months that result in overtime, and

**WHEREAS**, the Project Impact Tools Grant expires June 30, 2007 and funds will be available on June 15, 2007 for the Jag/Bryne Grant, and

**WHEREAS**, the award amount is \$50,000 with a local match required of \$5,556 for a project total of \$55,556, and

**WHEREAS**, the Chief of Police has informed the Town Board that Captain Timothy Murphy, the Captain in charge of the Detective Bureau, will be required to put in overtime hours to perform certain grant related work and has requested that the Captain be paid for said overtime over and above his regular salary, as was the procedure for the Project Impact Tools Grant, and

**WHEREAS**, the payment of such overtime hours will not result in the expenditure of Town funds,

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes Captain Timothy Murphy to receive overtime pay for overtime hours worked as a result of the above-mentioned Jag/Bryne Grant for the period not to exceed one year from the date of issuance of the grant, as such overtime may be approved from time to time by the Chief of Police.

The question of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007



THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER STEMPNIAK, TO WIT:

**WHEREAS**, the Town of Lancaster Director of Administration and Finance David Brown has sought proposals for actuarial consulting services under the requirements of GASB 43 and 45 which are government accounting standards imposed on municipalities with respect to postretirement employee benefits, and

**WHEREAS**, the Director of Administration and Finance has received three proposals and reviewed same to determine which proposal for professional services fulfill the above mentioned government accounting standards and has made a recommendation that the Town engage the services of USI Consulting Group, 95 Glastonbury Road, Glastonbury, CT 06033 to provide the GASB 43 and 45 actuarial consulting services at a fee not to exceed \$6,500, and

**WHEREAS**, the Town Board has given due review and consideration to the recommendation made by the Director of Administration and Finance;

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the Town Board of the Town of Lancaster hereby authorizes the Supervisor of the Town of Lancaster to enter into a contract with USI Consulting Group to provide actuarial consulting services related to the requirements of government accounting standards GASB 43 and 45 for a sum not to exceed \$6,500.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

File: rusiconsultinggroup607

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO  
MOVED ITS ADOPTION, SECONDED BY  
COUNCIL MEMBER RUFFINO, TO WIT:

**WHEREAS**, the General Crew Chief, by letter dated May 30 2007, has requested the appointment of one (1) seasonal employee in the Parks, Recreation and Forestry Department of the Town of Lancaster for the spring/summer 2007. This appointment is necessary because an employee previously appointed has declined the position.

**NOW, THEREFORE, BE IT**

**RESOLVED**, that the following individual be and is hereby appointed to the position of seasonal employee for the spring/summer of 2007 in the Parks, Recreation and Forestry Department of the Town of Lancaster, with no benefits at the following hourly rate:

<u>NAME</u>	<u>POSITION</u>	<u>RATE</u>
Andrew Kiliszek 45 Ashford Place, Depew	Recreation Attendant	\$7.15/hr.

**BE IT FURTHER**

**RESOLVED**, that the Supervisor of the Town of Lancaster take the necessary action with the Personnel Officer of the County of Erie to accomplish the foregoing.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

THE FOLLOWING RESOLUTION WAS OFFERED  
BY SUPERVISOR GIZA, WHO MOVED ITS  
ADOPTION, SECONDED BY COUNCIL  
MEMBER STEMPNIAK, TO WIT:

**RESOLVED**, that the following Audited Claims be and are hereby ordered paid from  
their respective accounts as per abstract to be filed in the Office of the Town Clerk by the Director  
of Administration and Finance, to wit:

Claim No. 8520 to Claim No. 8700 Inclusive

Total amount hereby authorized to be paid: \$315,408.37

The question of the foregoing resolution was duly put to a vote on roll call which  
resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPNIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

File: Reclaims

THE FOLLOWING RESOLUTION WAS OFFERED  
BY COUNCIL MEMBER STEMPIAK, WHO  
MOVED ITS ADOPTION. SECONDED BY  
COUNCIL MEMBER MONTOUR. TO WIT:

**RESOLVED** that the following Building Permit applications be and are hereby reaffirmed:

**CODES:**

(SW) = Sidewalks as required by Chapter 12-1B. of the Code of the Town Lancaster are waived for this permit.

(CSW) = Conditional sidewalk waiver.

(V/L) = Village of Lancaster

**NEW PERMITS:**

14607	Bauer, Linda	115 Simme Rd	Er. Pool-Abv Grnd	
14608	Peyton Barlow Co Inc	5324 Broadway	Er. Comm. Alt.	(V/L)
14609	Rich Pools	36 Stream View Ln	Er. Pool-Abv Grnd	
14610	Young Waterproofing	10 Lombardy St	Rep. Basement Wall	(V/L)
14611	J M Richardson Homes	5 Winding Way	Er. Dwlg.-Sin.	
14612	Dunn, David	16 Lake Ave	Er. Fence	(V/L)
14613	Murphy, Matthew	12 Park Walk	Er. Deck	
14614	J Gun Enterprises Inc	19 Ashwood Ct	Er. Pool-Abv Grnd	
14615	Monin, Keith	159 Irwinwood Rd	Er. Pool-Abv Grnd	(V/L)
14616	Colley's Pool Sales Inc	5443 Broadway	Er. Pool-In Grnd	(V/L)
14617	Mahagan, Stephanie	5443 Broadway	Er. Fence	(V/L)
14618	Altheide, Richard	77 Simme Rd	Er. Deck	
14619	Streit, George	7 Village View	Er. Fence	
14620	Nixon, Randal	170 Steinfeldt Rd	Er. Garage	
14621	Iroquois Fence Inc	5 Heathrow Ct	Er. Fence	
14622	Aquaman's Swim Pools	14 Greenbriar Dr	Er. Pool-Abv Grnd	
14623	Home Brands	35 Apple Blossom	Er. Shed	
14624	Schmacher Remodeling	2 Fox Hunt Rd	Er. Res. Add.	
14625	Frank's Landscaping	14 Chicory Ln	Inst. Sprinklers	
14626	Pecky, Jill	404 Central Ave	Er. Fence	
14627	Zazynski, Timothy	4 Mount View Pl	Er. Fence	(V/L)
14628	Hodgson Pool Sales	3602 Bowen Rd	Er. Pool-Abv Grnd	
14629	Plotnicki, Daniel	7 Michael's Walk	Er. Deck	
14630	Anderson, Carl	29 Via Donato E	Er. Deck	
14631	Collins, Michael	27 Sugarbush Ln	Er. Shed	
14632	Accurate Builders	40 Sawgrass Ln	Er. Deck	
14633	Oasis Sprinkler Systems	26 Chicory Ln	Inst. Sprinklers	
14634	Meehan, Brian	2129 Como Park	Er. Shed	(V/L)
14635	Cross, Kevin	16 Creekwood Dr	Er. Res. Add.	
14636	Alliance Homes	98 Brunck Rd	Er. Dwlg.-Sin.	
14637	Kwiatkowski, Thaddeus	5588 Genesee St	Er. Deck	
14638	Marrano/Marc Equity	6 Red Clover Ln	Er. Dwlg.-Sin.	
14639	Marrano/Marc Equity	37 Chicory Ln	Er. Dwlg.-Sin.	
14640	Colby, Charles	1 Heathrow Ct	Er. Pool-Abv Grnd	
14641	Grandview Const	5360 William St	Er. Res. Alt.	
14642	Bison Fence Inc	7 Stutzman Rd	Er. Fence	
14643	Sun Enterprises Inc	1 Trails End	Er. Shed	

14644	Wilkowski, Robert	53 Camner Ave	Er. Res. Add.	(V/L)
14645	Kufel, Laurence	59 Woodgate Dr	Er. Fence	
14646	Curry Custom Decks	19 Ashwood Ct	Er. Deck	
14647	Pickett Fence	5218 Genesee St	Er. Fence	
14648	City Fence Inc	60 Trentwood Trl N	Er. Fence	
14649	Cleveland, Mark	18 Sawgrass Ln	Er. Shed	
14650	Duro-Shed Inc	31 Windcroft Ln	Er. Shed	
14651	Natale Builders	50 Nicholas Ln	Er. Dwlg.-Sin.	
14652	Robinson, Paul	130 Pleasant Ave	Er. Shed	(V/L)
14653	Schlau, Paul	184 Pavement Rd	Er. Deck	
14654	Grassi, Robert	13 Ashwood Ct	Er. Deck	
14655	Iroquois Fence Inc	16 Windsor Ridge Dr	Er. Fence	
14656	Mr. Pool Enterprises	16 Windsor Ridge Dr	Er. Pool-In Grnd	
14657	Schosek Construction	3 Michael's Walk	Er. Deck	
14658	Slivan Pool & Const.	30 Trentwood Trl N	Er. Pool-Abv Grnd	
14659	Swimco Mfg	207 Nathan's Trl	Er. Pool-In Grnd	
14660	Swimco Mfg	207 Nathan's Trl	Er. Fence	
14661	Avalon Services Inc	44 Lake Forest Pky E	Er. Pool-Abv Grnd	
14662	Duro-Shed Inc	5454 William St	Er. Shed	
14663	Wozniak, David	3481 Walden Ave	Er. Shed	(V/L)
14664	H-D Unlimited Inc	136 Nathan's Trl	Er. Pool-Abv Grnd	
14665	Classic Fence & Lumber	5745 Broadway	Er. Fence	
14666	Botzenhart, Raymond	4961 William St	Er. Fence	
14667	Iroquois Fence Inc	25 Quincy Ave	Er. Fence	(V/L)
14668	Don Vickerd Pools	36 Michael's Walk	Er. Pool-Abv Grnd	

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (SW) for sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance requirement for sidewalks, and

#### **BE IT FURTHER**

**RESOLVED**, that the Building Permit Applications herein coded (CSW) for conditional sidewalk waiver be and are hereby reaffirmed with a waiver of the Town Ordinance required for sidewalks, however, the waiver is granted upon the expressed condition that the Town of Lancaster, at any future date, reserves the right to order sidewalk installation at the expense of the property owner.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCIL MEMBER AMATURA	VOTED YES
COUNCIL MEMBER MONTOUR	VOTED YES
COUNCIL MEMBER RUFFINO	VOTED YES
COUNCIL MEMBER STEMPIAK	VOTED YES
SUPERVISOR GIZA	VOTED YES

June 4, 2007

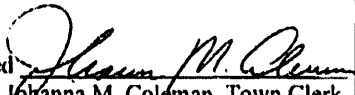
## COMMUNICATIONS & REPORTS:

291. Roy Schneggenburger to USPS District Manager -  
Letter regarding denial of relocation of mailboxes on Stony Road. DISPOSITION = Received and Filed
292. NYS DEC to Town Board -  
Notification of availability of funds for projects to eradicate invasive species from land, waters, and wetlands. DISPOSITION = Received and Filed
293. Nina U. Kohnstamm to Supervisor -  
Letter of appreciation for Supervisor's welcoming of students in Participation in Government program to Town Board meetings. DISPOSITION = Received and Filed
294. Building Inspector to Town Clerk -  
Recommend resolution for issuance of License to Operate Salvage Yard to J. Renkas & Sons Inc. d/b/a AJ's Auto Wrecking. DISPOSITION = Resolution 6/4/07
295. Twin District Fire Company to Town Clerk -  
Request for change in roster. DISPOSITION = Resolution 6/4/07
296. Erie County Department of Public Works, Division of Highways to Supervisor -  
Notice of Load Limit Posting for Stony Road bridge over Ellicott Creek. DISPOSITION = Highway Department, Police
297. Roy Schneggenburger to Eric County -  
Request for engineering reports for Cemetery Road bridge, Stony Road bridge, and Stony Road culvert. DISPOSITION = Received and Filed
298. Roy Schneggenburger to Town Board -  
Comments and concerns regarding Cemetery Road bridge. DISPOSITION = Received and Filed
299. Fast Entertainment, Inc. d/b/a Lancaster Raceway Park to Town Clerk -  
Notice of application for renewal of liquor license. DISPOSITION = Police
300. Page's Grille & Bar to Town Clerk -  
Notice of application for renewal of liquor license. DISPOSITION = Police
301. Greater Buffalo-Niagara Regional Transportation Council to Town Board -  
Notice of meeting to be held Wednesday, June 6, 2007, 9:30 AM in Cheektowaga. DISPOSITION = Received and Filed
302. Executive Director, Youth Bureau to Supervisor -  
Request permission for certain Youth Bureau employees to attend Anger Management Training, June 21<sup>st</sup> and 22<sup>nd</sup>, 2007 in Buffalo. DISPOSITION = Received and Filed
303. Bowmansville Volunteer Fire Association to Planning Board Chairman -  
Notice of no concerns regarding proposed Russ Salvatore Development, Transit Road; comment noted. DISPOSITION = Planning Committee
304. NYS Office of the Attorney General to Town Board -  
Notice of "New Yorkers, Know Your Rights" forum to be held Tuesday, June 12, 2007, 6:00 PM in Buffalo. DISPOSITION = Received and Filed
305. Village of Lancaster to Town Board -  
Minutes of meeting held May 14, 2007. DISPOSITION = Received and Filed
306. Village of Lancaster to Town Board -  
Minutes of meeting held May 29, 2007. DISPOSITION = Received and Filed
307. General Crew Chief to Planning Board, Council Members Montour, Ruffino, & Stempniak -  
Notice from the Town Forestry Department of no objections with landscape plan regarding proposed Multi-Tenant Building, n.w. corner William Street & Aurora Street. DISPOSITION = Planning Committee

308. Erie County Legislature to Town Board -  
Transmittal of resolution encouraging all levels of government to work cooperatively in clean up of remaining debris. DISPOSITION = Received and Filed
309. National Fuel to Town Board -  
Notice of planned testing of natural gas pipeline located on town property.  
DISPOSITION = Received and Filed
310. Erie County Legislature to Town Board -  
Transmittal of resolution supporting New York legislation restricting where Level 3 sex offenders may reside. DISPOSITION = Received and Filed
311. Roy Schneggenburger to Erie County -  
Copy of appeal of denial of F.O.I.L. requesting engineering in reports of Cemetery Road and Stony Road bridges. DISPOSITION = Received and Filed

**ADJOURNMENT:**

**ON MOTION OF COUNCIL MEMBER RUFFINO, SECONDED BY COUNCIL MEMBER AMATURA AND CARRIED,** the meeting was adjourned at 9:47 P.M.  
in memory of Jonathan Francis.

Signed   
Johanna M. Coleman, Town Clerk